

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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Eric Leon Christian,

Case No. 2:24-cv-00842-CDS-BNW

Plaintiff,

ORDER and REPORT AND RECOMMENDATION

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United States of America,

Defendant.

10 On May 1, 2024, Plaintiff moved to proceed *in forma pauperis* but did not attach a
11 complaint. ECF No. 1. A few days later, the Court ordered Plaintiff to file a complaint by June 3,
12 2024. ECF No. 3. Plaintiff has not done so. Instead, Plaintiff has filed numerous documents
13 claiming various forms of relief. ECF No. 5 (Demand for Judgment); ECF No. 7 (Ex Parte
14 Emergency Habeas Appeal); ECF No. 9 (Emergency Motion for Ex Parte Writ of Attachment
15 Ruling); ECF No. 12 (Demand for Judgment). Accordingly, the Court recommends that ECF
16 Nos. 5, 9, and 12 be dismissed as premature because the Court has not received a complaint from
17 Plaintiff and, as a result, has not been able to screen it to see if he asserts a claim for relief. The
18 Court also recommends that ECF No. 7 be denied because no allegations accompany the habeas
19 appeal. To the extent that Plaintiff intends to assert a habeas claim, he must fill out the correct
20 form.

IT IS RECOMMENDED that ECF Nos. 5, 7, 9, and 12 be DENIED without prejudice.

IT IS ORDERED that Plaintiff has 30 days to file a complaint.

IT IS FURTHER ORDERED that the Clerk of Court shall send Plaintiff a court-approved complaint form and habeas form.

NOTICE

This report and recommendation is submitted to the United States district judge assigned to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation may file a written objection supported by points and authorities within fourteen days of being

1 served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely
2 objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d 1153,
3 1157 (9th Cir. 1991).

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5 DATED: June 10, 2024

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BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE

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